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LOUISE E. KNAUER, TRUSTEE
of the CHARLES A. KNAUER
TRUST,

Plaintiff

v.

CABOT OIL & GAS
CORPORATION,

Defendant.

IN THE UNITED STATES DISTRICT
COURT FOR THE MIDDLE
DISTRICT OF PENNSYLVANIA

CIVIL ACTION – LAW
JURY TRIAL DEMANDED

NO. 3:08-cv-837
FILED VIA ECF

(Honorable James M. Munley)

MOTION TO DISMISS

Defendant, Cabot Oil & Gas Corporation (hereinafter “Cabot”), by and through its undersigned counsel, pursuant to Federal Rule of Civil

Procedure 12(b)(6), respectfully requests that this Honorable Court dismiss the Complaint in its entirety for failure to state a claim upon which relief can be granted, for the reasons to be set forth in the Defendant's Brief in Support of Motion to Dismiss.

LOCAL RULE 7.1 CERTIFICATION

Counsel for Defendant hereby certifies that Counsel for Plaintiff does not concur in this Motion.

Respectfully submitted,

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Dated: May 12, 2008

Attorneys for Defendant,
Cabot Oil & Gas Corporation

CERTIFICATE OF SERVICE

I hereby certify that I caused the foregoing Motion to Dismiss to be filed via ECF and that the following are filing users under the ECF system. Upon the electronic filing of a pleading or other document the ECF system will automatically generate and send a Notice of Electronic Filing to all filing users associated with this case. Electronic service by the Court of the Notice of Electronic Filing constitutes service of the filed document and no additional service upon the filing user is required.

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/s/ Joseph T. Wright, Jr.
JOSEPH T. WRIGHT, JR.

DATE: May 12, 2008